



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): D.Wade Walke, *et al.* Group Art Unit: 1652
Application No.: 09/833,782 Examiner: M.A. Walicka
Filed: 4/12/2001
Title: Novel Human Metalloprotease and Polynucleotides Encoding the Same Atty. Docket No. LEX-0161-USA

#14
M.G.
5/6/03

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Box AF
Commissioner for Patents
Arlington, VA 22202

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TECH CENTER 1600/2900

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner in the Final Office Action mailed on January 24, 2003 (Paper No.13) finally rejecting claims 1-5.

The fee as required under 37 C.F.R. § 1.17(b) for filing this Notice of Appeal is \$160.00, and the Commissioner is hereby authorized to deduct this fee from Applicants' Representatives' Deposit Account No. 50-0892. Applicants believe no fees in addition to the fees for filing the Notice of Appeal are due in connection with this communication. However, should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason related to this communication, the Commissioner is authorized to charge any underpayment or credit any overpayment to Lexicon Genetics Incorporated Deposit Account No. 50-0892.

Respectfully submitted,

April 24, 2003
Date

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PATENT TRADEMARK OFFICE